

**NOTICE OF DOCUMENT FILED SEPARATELY UNDER SEAL**

In re: Microsoft Corp. Antitrust Litigation

MDL Docket No. 1332

This Document relates to:

Burst.com, Inc. v. Microsoft Corp.  
No. JFM-02-2952

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Burst.com, Inc.'s Response to Microsoft's Surreply in Opposition to Burst's Motion for Spoliation Instruction, Witness Preclusion and Related Relief and exhibits thereto